

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ANTONIO BENITEZ GONZALEZ,

Defendant.

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8:15CR178

ORDER

This matter is before the court on the motion for an extension of time by defendant Antonio Benitez Gonzalez (Filing No. 117). Gonzalez seeks until May 29, 2016, in which to file pretrial motions in accordance with the progression order. Gonzalez's counsel represents that government's counsel has no objection to the motion. Upon consideration, the motion will be granted.

**IT IS ORDERED:**

Defendant Gonzalez's motion for an extension of time (Filing No. 117) is granted. Gonzalez is given until **on or before May 31, 2016**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., **the time between April 29, 2016, and May 31, 2016**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 29th day of April, 2016.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge